



General Assembly

Amendment

February Session, 2016

LCO No. 4995



Offered by:
REP. MILLER P., 145th Dist.

To: Subst. House Bill No. **5564**

File No. 297

Cal. No. 221

"AN ACT CONCERNING CARD BALANCES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2016*) (a) For the purposes of
4 this section, "gift card" means a record evidencing a promise, made for
5 consideration, by the seller or issuer of the record that goods or
6 services will be provided to the owner of the record to the value shown
7 in the record and includes, but is not limited to, a record that contains
8 a microprocessor chip, magnetic stripe or other means for the storage
9 of information, that is prefunded and for which the value is
10 decremented upon each use, an electronic gift card, stored-value card
11 or certificate, a store card or a similar record or card. "Gift card" does
12 not include: (1) A general-use prepaid card, as defined in 12 CFR
13 1005.20(a)(3), as from time to time amended, (2) a gift certificate
14 donated or sold below face value by a retailer to a charitable
15 organization or nonprofit community organization, (3) a linked
16 prepaid card, as defined in section 42-460a of the general statutes, (4) a

17 card or certificate issued by a retailer pursuant to an awards, loyalty or
18 promotional program for which no money or other item of monetary
19 value was exchanged, (5) a gift certificate or card sold below face value
20 by a retailer, (6) a gift certificate or card sold by a retailer that does not
21 have a retail establishment in this state, or (7) a gift certificate that is
22 issued only on paper.

23 (b) Each seller or issuer of a gift card shall provide the purchaser of
24 such gift card with either an electronic or paper copy of a (1) proof of
25 purchase receipt, or (2) gift receipt for such gift card.

26 (c) If a person uses a gift card to purchase goods or services and the
27 balance on the gift card is less than three dollars after such purchase,
28 the person accepting the gift card as payment, if requested by the
29 purchaser, shall provide the purchaser with a cash refund equal to the
30 value of the remaining balance on the gift card after the purchase.

31 (d) The provisions of subsection (c) of this section shall only apply if
32 the purchaser provides the person accepting the gift card as payment
33 proof of purchase or a gift receipt for such gift card.

34 (e) Any person who violates the provisions of subsection (b) or (c) of
35 this section shall be fined one hundred dollars for a first offense, two
36 hundred dollars for a second offense and two hundred fifty dollars for
37 each subsequent offense."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2016	New section